

1 STEVEN BENITO RUSSO
Chief of Enforcement
2 JULIA BILAUER
Commission Counsel
3 **FAIR POLITICAL PRACTICES COMMISSION**
428 J Street, Suite 620
4 Sacramento, CA 95814
Telephone: (916) 322-5660
5 Attorneys for Complainant
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8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
9 STATE OF CALIFORNIA
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12 In the Matter of) FPPC No.: 01/717
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THE MERIT SHOP ROUNDTABLE,
Respondent.

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondent The Merit Shop Roundtable, hereby agree that this Stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondent.


Respondent understands and hereby knowingly and voluntarily waives any and all procedural rights under Government Code sections 83115.5 and 11503, and section 18361 of Title 2 of the California Code of Regulations. This includes but is not limited to the right to be represented by an attorney at Respondent's own expense, to personally appear at any administrative hearing held in this

1 matter, to confront and cross-examine all witnesses testifying at the hearing, to subpoena witnesses to
2 testify at the hearing, and to have an impartial administrative law judge present at the hearing to act as a
3 hearing officer.

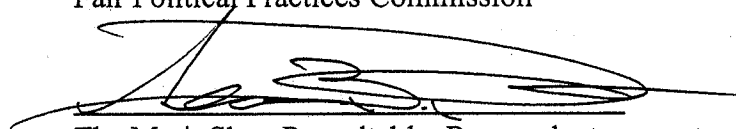
4 It is further stipulated and agreed that Respondent violated the Political Reform Act by failing to
5 file a quarterly lobbying report, in violation of Section 86116 (1 count), as described in Exhibit 1, which
6 is attached hereto and incorporated by reference as though fully set forth herein. Exhibit 1 is a true and
7 accurate summary of the facts in this matter.

8 Respondent agrees to the issuance of the Decision and Order, which is attached hereto.
9 Respondent also agrees to the Commission imposing upon Respondent an administrative penalty in the
10 amount of One Thousand Two Hundred Dollars (\$1,200.00). A cashier's check from Respondent in
11 said amount, made payable to the "General Fund of the State of California," is submitted with this
12 Stipulation as full payment of the administrative penalty, and shall be held by the State of California
13 until the Commission issues its Decision and Order regarding this matter. The parties agree that in the
14 event the Commission refuses to accept this Stipulation, it shall become null and void, and within fifteen
15 (15) business days after the Commission meeting at which the Stipulation is rejected, all payments
16 tendered by the Respondents in connection with this Stipulation shall be reimbursed to Respondents.
17 Respondents further stipulate and agree that in the event the Commission rejects the Stipulation and a
18 full evidentiary hearing before the Commission becomes necessary, neither any member of the
19 Commission, nor the Executive Director, shall be disqualified because of prior consideration of this
20 Stipulation.

21 Dated: 4/24/02


Mark Krausse, Executive Director
Fair Political Practices Commission

23
24 Dated: 4/24/02


The Merit Shop Roundtable, Respondent
By: Sean B. Doherty, Executive Director

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27 Dated: 4/24/02


Thomas W. Hiltachk, Bell, McAndrews, Hiltachk &
Davidian, Attorneys for Respondent

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of The Merit Shop Roundtable, FPPC No.
3 01/717,” including all attached exhibits, is hereby accepted as the final decision and order of the Fair
4 Political Practices Commission, effective upon execution below by the Chairman.

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6 IT IS SO ORDERED.

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8 Dated: _____

9 Karen A. Getman, Chairman
Fair Political Practices Commission